



DEPARTMENT OF THE NAVY  
NAVSUP FLEET LOGISTICS CENTER SIGONELLA  
DETACHMENT NAPLES  
PSC 817 BOX 0050  
FPO AE 09622

IN REPLY REFER TO:  
J&A Number: 15-03-A

## JUSTIFICATION AND APPROVAL FOR USE OF OTHER THAN FULL AND OPEN COMPETITION

1. Contracting Activity. Naval Supply Systems Command (NAVSUP) Fleet Logistics Center Sigonella (FLCSI), Detachment Naples, Italy.
2. Description of the Action Being Approved. This document supports the sole source extension of FLCSI Detachment Naples' contract N68171-07-D-0007 with Multinational Logistic Services (MLS) for husbanding services in the Mediterranean region for an additional 2 months of contract services.
3. Description of Supplies/Services. Contract N68171-07-D-0007 is a requirements contract with firm-fixed prices competitively awarded on a best value basis by NAVSUP FLCSI Detachment Naples to MLS for husbanding services in the Mediterranean region. Husbanding services consist of services such as trash removal, collection/holding/transfer (CHT) of bacteriological/chemical liquids, waste oil and aggregate water removal, fresh potable water, pilot services, tug services, line handler services, crane services, brow (gangway) rental, water taxi services, vehicle rental (sedans and buses), paint float rental, forklift services, telephone services (landline and cellular), fenders, and force protection services.

The determination to award the current contract to MLS as the best value to the Government was made by the contracting officer based upon a consideration of past performance, technical capability and price with the Government's evaluation of the past performance and technical capability of each offeror being more important than their price. The Government received three offers. Award was made to MLS on the basis of their past performance combined with the lowest evaluated price.

The contract can be summarized as follows:

Period	Dates	Estimated Value	Actual Total port visits	Actual Costs
Base	01 April 2007 – 31 March 2008	\$35,873,251	290	\$29,440,909
Option 1	01 April 2008 – 31 March 2009	\$36,016,571	383	\$33,008,576
Option 2	01 April 2009 – 31 March 2010	\$36,180,217	175	\$21,129,114
Option 3	01 April 2010 – 31 March 2011	\$36,365,971	233	\$36,639,094
Option 4	01 April 2011 – 31 March 2012	\$36,500,986	281	\$34,701,017
6 month option (FAR 52.217-8)	01 April 2012 – 30 September 2012	\$0*	153	\$16,210,131
J&A Extension	01 October 2012 - 30 September 2013	\$31,784,346	239	\$24,323,398
J&A Extension	01 October 2013 - 30 September 2014	\$23,091,835	267	\$27,251,288
3-month option under the last	01 October 2014 – 31 December 2014	\$5,772,958	38**	\$4,385,533**

J&A extension				
	<b>Total</b>	<b>\$241,586,135</b>	<b>2090**</b>	<b>\$227,089,060**</b>

\* The estimated value of the option (\$17,728,383.50) was lower than the amount available against the contract estimate at the time of the exercise of the option. Therefore no change to the contract estimated value was anticipated.

\*\* Based on LOGSSR report dated 10 Dec 2014

This is the second J&A written for this contract extension.

At the conclusion of the two-month extension, the Government will determine if another extension is necessary. If it is determined that another extension is warranted, another J & A will be required.

As a result, the Government's estimate for the 1 January – 28 February 2015 period of performance anticipated by this document has been revised to \$4,612,062.

This estimate is based on the actual services and quantities ordered under the current contract from 1 March to 31 October 2014, the most recent eight month period for which all port visit information has been uploaded into the Logistics Support Services Repository (LOGSSR) database. The total cost of actual services ordered during that period is \$18,448,246.

Taking this total and dividing by eight equates to \$2,306,031 for one month. Taking the one-month cost and doubling it equates to a total of \$4,612,062. As such, this document supports an extension to the contract ordering and performance period through 28 February 2015.

The milestones for the award of the follow-on contract are summarized in the table below:

Action	Start date	Ending date	# of Days
NAVSUP CRB		22-Dec-14	7
DASN Review/Approval	23-Dec-14	29-Dec-14	7
RFP Issue date	30-Dec-14	31-Dec-14	2
Receipt of Proposals	1-Jan-15	9-Feb-15	40
Evaluation & Pre-Neg BCM Prep	10-Feb-15	6-Mar-15	25
Pre- Neg Peer Review	7-Mar-15	13-Mar-15	7
Pre-Neg Internal CRB	14-Mar-15	20-Mar-15	7
Pre-Neg NAVSUP CRB	21-Mar-15	27-Mar-15	7
DASN Review/Approval	28-Mar-15	3-Apr-15	7
Discussions – Final Proposal	4-Apr-15	17-Apr-15	14
Tech Eval of revised Proposals & Post-Neg	18-Apr-15	1-May-15	14

BCM Prep			
Post Neg Peer Review	2-May-15	8-May-15	7
Post-Neg Internal CRB	9-May-15	15-May-15	7
Post-Neg NAVSUP CRB	16-May-15	22-May-15	7
DASN Review/Approval	23-May-15	29-May-15	7
Contract Award	30-May-15	30-May-15	1

4. Statutory Authority Permitting Other Than Full and Open Competition. 10 U.S.C. 2304(c)(1) as implemented by FAR 6.302-1, Only One Responsible Source And No Other Supplies Or Services Will Satisfy Agency Requirements.

5. Rationale Justifying Use of Cited Statutory Authority. The current contract for husbanding support services in the Mediterranean region expires on 31 December 2014. The Navy has a continuing need for the services beyond that expiration and FLCSI Detachment Naples cannot complete the competitive low-price technically acceptable award of the follow-on MAC contracts and potential transition to new contractors before 31 December 2014.

Since the estimate for the continuation of the contract through 28 February 2015 is higher than the balance remaining available against the contract's estimate, an increase of the contract estimate is anticipated.

As stated in section three of the original J&A, FLCSI is implementing multiple changes to the husbanding process in preparation for moving away from a single HSP model to a multiple award HSP model where port visits are competed among multiple HSPs. In order to be successful, these changes require extensive coordination with various Navy entities, foreign governments and foreign military installations as well as firm ship schedules known in advance of port visits. This coordination with foreign governments, military installations, and some Defense Attaché Offices has not been completed sufficiently to ensure proper communication at the time port visits are competed. Extending the current contract will provide sufficient time to complete the necessary country to country coordination so as to effectively compete port visits under MAC acquisition approach and not negatively impact ships' operational capability.

Given this scenario, MLS is currently the only responsible source able to provide the necessary husbanding services to the U.S. Navy. As the known HSP for this area, MLS has or can obtain the equipment, assets, facilities, and personnel to immediately perform services even with short notice changes. They have a stable network in the Mediterranean region and have good business relationships with the ports, local Governments and Military installations so as to respond quickly to the Navy requirements. MLS employees and subcontractors have successfully passed all port required security screening necessary to access the various ports within the AOR and they know the unique business practices of the local markets. Any other husbanding contractor that could potentially perform services in the area needs at least two to three months to organize their network to satisfy the requirements of the ships visiting the region. Awarding this bridge to another company would cause a disruption in service because of the time it takes to establish the aforementioned network of foreign port service providers. A sole source modification to contract N68171-07-D-0007 will be issued to the incumbent to extend the period of performance of services for an additional period of 2 months commencing 1 January 2015 through 28 February 2015.

6. Description of Efforts Made to Solicit Offers from as Many Offerors as Practicable.

There were no efforts made to solicit any offerors besides the incumbent contractor since the sole purpose of the extension contemplated herein is to enable competition for the follow-on contract. Notice of this justification and the Government's intended modification of the contract to enable the competitive follow-on will be provided on <https://euro.neco.navy.mil/> in accordance with FAR 6.305. The follow-on requirement will be publicized and competed on EURONECO.

7. Determination of Fair and Reasonable Cost. The prices for the extension of the current contract through 28 February 2015 will be identical to those of the current contract. These prices were previously determined to be fair and reasonable via competition and the Contracting Officer has not noted any changes to the prevailing market conditions for the specific goods and services obtained under this contract that would otherwise indicate that the current contract prices are not fair and reasonable.

8. Actions to Remove Barriers to Future Competition. FLCSI will use full and open competition for the new requirement. The new anticipated solicitation for a long term contract will be uploaded in EURONECO for 30 days and solicited to potential contractors identified through market research to ensure widest dissemination and encourage maximum competition.

9. Contracting Officer's Determination. The Contracting Officer has determined that the extension is in the best interest of the Government.

10. CONTRACTING POINT OF CONTACT


[REDACTED]

## CERTIFICATIONS AND APPROVAL

### TECHNICAL/REQUIREMENTS CERTIFICATION


I certify that the facts and representations under my cognizance which are included in this Justification and its supporting acquisition planning documents, except as noted herein are complete and accurate to the best of my knowledge and belief.

Technical Cognizance/Requirements Cognizance:

  
Signature Name (Printed) Phone No. Date

### LEGAL SUFFICIENCY REVIEW

I have determined this Justification is legally sufficient.

  
Signature Name (Printed) Phone No. Date


### CONTRACTING OFFICER CERTIFICATION

I certify that this Justification is accurate and complete to the best of my knowledge and belief. To the extent that the J&A/LSJ value is between \$150K and \$650K, the Contracting Officer's signature below also represents approval of the J&A/LSJ.



### CONTRACTING ACTIVITY COMPETITION ADVOCATE REVIEW

To the extent that the J&A/LSJ value is between \$650K and \$12.5M, the Competition Advocate's signature below also represents approval of the J&A/LSJ.

  
Signature Name (Printed) Phone No. Date